

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

MR. AND MRS. JAMES HOWARD MIZE, JR.)	
)	
COMPLAINANTS)	
)	
v.)	CASE NO. 95-468
)	
BARNESBURG WATER ASSOCIATION, INC.)	
)	
DEFENDANT)	

O R D E R

On September 26, 1995, Mr. and Mrs. James Howard Mize, Jr. filed a complaint against Barnesburg Water Association, Inc. ("Barnesburg") concerning their water service and supply. Barnesburg was directed by Order to Satisfy or Answer the Complaint. Although Barnesburg's answer, filed on November 6, 1995, alleged to have satisfied the Complaint, the Mizes informed the Commission that in fact the Complaint has not been satisfied, and requested that the matter be continued. While Barnesburg is not recognized as a utility entitled to file applications with the Commission, and can no longer validly construct, borrow money, or raise rates,¹ until such time as it has completed its merger with South Eastern Water Association, Inc. as ordered by both the

¹ Case No. 94-495, The Application of Barnesburg Water Association, Inc., of Pulaski County, Kentucky, For Order Approving Construction Financing, Certificate of Public Convenience and Necessity, and Increased Rates. Final Order dated March 24, 1995.

Commission and the Franklin Circuit Court, it has a duty to provide continuous and adequate service to its customers.²

IT IS ORDERED that Barnesburg shall file the original and six copies of the following information with the Commission with a copy to all parties of record no later than March 4, 1996. Barnesburg shall furnish with each response the name of the witness who will be available to respond to questions concerning the information requested at the public hearing scheduled for March 6, 1996.

Provide a pressure recording chart showing the actual 24-hour continuously measured pressure available to the Complainants' at their meter at 128 Miller-Mize Lane for seven consecutive days. The pressure recorder is to be placed at the Complainants' meter. When the pressure recording chart is provided, identify the seven day period recorded, confirm the exact location of the pressure recorder, and identify the sea level elevation of the recorder.

Done at Frankfort, Kentucky, this 15th day of February, 1996.

PUBLIC SERVICE COMMISSION

ATTEST:


For the Commission


Executive Director

² By order of the Franklin Circuit Court issued July 31, 1995, in Civil Action No. 92-CI-01151, Public Service Commission of Kentucky v. Barnesburg Water Association, Inc., et al., which compels compliance with the Commission's Order of February 22, 1988, in Case No. 9967, The Proposed Merger of Barnesburg Water Association, Bronston Water Association, Elihu-Rush Branch Water Association, Nelson Valley Water Association, Oak Hill Water Association, Pleasant Hill Water District, Pulaski County Water District No. 1, Pulaski County Water District No. 2, and Tateville Water Association, Barnesburg must complete all legal requirements necessary to effect a merger with South Eastern by November 28, 1995.